

1                   A bill to be entitled  
2           An act relating to specialty nursing; amending s. 464.003,  
3           F.S.; defining the terms "clinical nurse specialist  
4           practice" and "clinical nurse specialist"; creating s.  
5           464.0115, F.S.; providing requirements for certification  
6           as a clinical nurse specialist; providing fees;  
7           authorizing the Board of Nursing to adopt rules; amending  
8           s. 464.012, F.S.; adding clinical nurse specialist to the  
9           classifications of advanced registered nurse  
10          practitioners; creating s. 464.0125, F.S.; requiring  
11          advanced registered nurse practitioners to register with  
12          the Board of Nursing to prescribe medicinal drugs,  
13          including controlled substances; providing requirements  
14          for registration and renewal of registration, including  
15          continuing education; providing fees; prohibiting  
16          prescription of controlled substances for personal use or  
17          the use of immediate family members; providing for  
18          disciplinary actions; authorizing the board to adopt  
19          rules; amending s. 464.015, F.S.; restricting the use of  
20          professional titles and abbreviations relating to clinical  
21          nurse specialist, certified registered nurse anesthetist,  
22          and certified nurse midwife practice; providing penalties;  
23          amending s. 464.016, F.S.; prohibiting the use of any name  
24          or title stating or implying that a person is a clinical  
25          nurse specialist, certified registered nurse anesthetist,  
26          or certified nurse midwife unless the person is licensed  
27          or certified; providing penalties; amending s. 893.02,  
28          F.S.; redefining the term "practitioner" under the Florida

29 Comprehensive Drug Abuse Prevention and Control Act to  
 30 include certain advanced registered nurse practitioners;  
 31 reenacting s. 921.0022(3)(g), F.S., relating to the  
 32 offense severity ranking chart of the Criminal Punishment  
 33 Code, to incorporate the amendment to s. 464.016, F.S., in  
 34 a reference thereto; amending s. 458.348, F.S.; conforming  
 35 cross-references; providing an effective date.

36

37 Be It Enacted by the Legislature of the State of Florida:

38

39 Section 1. Section 464.003, Florida Statutes, is amended  
 40 to read:

41 464.003 Definitions.--As used in this part, the term:

42 (1) "Department" means the Department of Health.

43 (2) "Board" means the Board of Nursing.

44 (3)(a) "Practice of professional nursing" means the  
 45 performance of those acts requiring substantial specialized  
 46 knowledge, judgment, and nursing skill based upon applied  
 47 principles of psychological, biological, physical, and social  
 48 sciences which shall include, but not be limited to:

49 1. The observation, assessment, nursing diagnosis,  
 50 planning, intervention, and evaluation of care; health teaching  
 51 and counseling of the ill, injured, or infirm; and the promotion  
 52 of wellness, maintenance of health, and prevention of illness of  
 53 others.

54 2. The administration of medications and treatments as  
 55 prescribed or authorized by a duly licensed practitioner  
 56 authorized by the laws of this state to prescribe such

57 medications and treatments.

58 3. The supervision and teaching of other personnel in the  
59 theory and performance of any of the above acts.

60 (b) "Practice of practical nursing" means the performance  
61 of selected acts, including the administration of treatments and  
62 medications, in the care of the ill, injured, or infirm and the  
63 promotion of wellness, maintenance of health, and prevention of  
64 illness of others under the direction of a registered nurse, a  
65 licensed physician, a licensed osteopathic physician, a licensed  
66 podiatric physician, or a licensed dentist.

67  
68 The professional nurse and the practical nurse shall be  
69 responsible and accountable for making decisions that are based  
70 upon the individual's educational preparation and experience in  
71 nursing.

72 (c) "Clinical nurse specialist practice" means the  
73 delivery and management of expert-level nursing care to  
74 individuals or groups, including the ability to:

75 1. Assess the health status of individuals and families  
76 using methods appropriate to the population and area of  
77 practice.

78 2. Diagnose human responses to actual or potential health  
79 problems.

80 3. Plan for health promotion, disease prevention, and  
81 therapeutic intervention in collaboration with the patient or  
82 client.

83 4. Implement therapeutic interventions based on the nurse  
84 specialist's area of expertise, including, but not limited to,

85 direct nursing care, counseling, teaching, and collaboration  
 86 with other licensed health care providers.

87 5. Coordinate health care as necessary and appropriate and  
 88 evaluate with the patient or client the effectiveness of care.

89 (d)(e) "Advanced or specialized nursing practice" means,  
 90 in addition to the practice of professional nursing, the  
 91 performance of advanced-level nursing acts approved by the board  
 92 which, by virtue of postbasic specialized education, training,  
 93 and experience, are proper to be performed by an advanced  
 94 registered nurse practitioner. Within the context of advanced or  
 95 specialized nursing practice, the advanced registered nurse  
 96 practitioner may perform acts of nursing diagnosis and nursing  
 97 treatment of alterations of the health status. The advanced  
 98 registered nurse practitioner may also perform acts of medical  
 99 diagnosis and treatment, prescription, and operation which are  
 100 identified and approved by a joint committee composed of three  
 101 members appointed by the Board of Nursing, two of whom shall be  
 102 advanced registered nurse practitioners; three members appointed  
 103 by the Board of Medicine, two of whom shall have had work  
 104 experience with advanced registered nurse practitioners; and the  
 105 secretary of the department or the secretary's designee. Each  
 106 committee member appointed by a board shall be appointed to a  
 107 term of 4 years unless a shorter term is required to establish  
 108 or maintain staggered terms. The Board of Nursing shall adopt  
 109 rules authorizing the performance of any such acts approved by  
 110 the joint committee. Unless otherwise specified by the joint  
 111 committee, such acts shall be performed under the general  
 112 supervision of a practitioner licensed under chapter 458,

113 chapter 459, or chapter 466 within the framework of standing  
 114 protocols which identify the medical acts to be performed and  
 115 the conditions for their performance. The department may, by  
 116 rule, require that a copy of the protocol be filed with the  
 117 department along with the notice required by s. 458.348.

118 (e)~~(d)~~ "Nursing diagnosis" means the observation and  
 119 evaluation of physical or mental conditions, behaviors, signs  
 120 and symptoms of illness, and reactions to treatment and the  
 121 determination as to whether such conditions, signs, symptoms,  
 122 and reactions represent a deviation from normal.

123 (f)~~(e)~~ "Nursing treatment" means the establishment and  
 124 implementation of a nursing regimen for the care and comfort of  
 125 individuals, the prevention of illness, and the education,  
 126 restoration, and maintenance of health.

127 (4) "Registered nurse" means any person licensed in this  
 128 state to practice professional nursing.

129 (5) "Licensed practical nurse" means any person licensed  
 130 in this state to practice practical nursing.

131 (6) "Clinical nurse specialist" means any person licensed  
 132 in this state to practice professional nursing and certified in  
 133 clinical nurse specialist practice.

134 (7)~~(6)~~ "Advanced registered nurse practitioner" means any  
 135 person licensed in this state to practice professional nursing  
 136 and certified in advanced or specialized nursing practice,  
 137 including certified registered nurse anesthetists, certified  
 138 nurse midwives, nurse practitioners, and clinical nurse  
 139 specialists.

140 (8)~~(7)~~ "Approved program" means a nursing program

141 conducted in a school, college, or university which is approved  
 142 by the board pursuant to s. 464.019 for the education of nurses.

143 Section 2. Section 464.0115, Florida Statutes, is created  
 144 to read:

145 464.0115 Certification of clinical nurse specialists.--

146 (1) Any nurse desiring to be certified as a clinical nurse  
 147 specialist shall apply to the department and submit proof that  
 148 he or she holds a current license to practice professional  
 149 nursing, a master's degree in a clinical nursing specialty, and  
 150 current certification in a specialty area as a clinical nurse  
 151 specialist from a nationally recognized certifying body as  
 152 determined by the board.

153 (2) The board shall certify, and the department shall  
 154 issue a certificate to, any nurse fulfilling the qualifications  
 155 in this section. The board shall establish an application fee  
 156 not to exceed \$25 and a biennial renewal fee not to exceed \$10.

157 (3) The board may adopt rules pursuant to ss. 120.536(1)  
 158 and 120.54 necessary to administer this section.

159 Section 3. Subsections (2) and (3) of section 464.012,  
 160 Florida Statutes, are amended to read:

161 464.012 Certification of advanced registered nurse  
 162 practitioners; fees.--

163 (2) The board shall provide by rule the appropriate  
 164 requirements for advanced registered nurse practitioners in the  
 165 categories of certified registered nurse anesthetist, certified  
 166 nurse midwife, ~~and~~ nurse practitioner, and clinical nurse  
 167 specialist.

168 (3) An advanced registered nurse practitioner shall

169 perform those functions authorized in this section within the  
 170 framework of an established protocol. A practitioner currently  
 171 licensed under chapter 458, chapter 459, or chapter 466 shall  
 172 maintain supervision for directing the specific course of  
 173 medical treatment. Within the established framework, an  
 174 advanced registered nurse practitioner may:

- 175 (a) Monitor and alter drug therapies.
- 176 (b) Initiate appropriate therapies for certain conditions.
- 177 (c) Perform additional functions as may be determined by  
 178 rule in accordance with s. 464.003(3)(d) ~~s. 464.003(3)(e)~~.
- 179 (d) Order diagnostic tests and physical and occupational  
 180 therapy.

181 Section 4. Section 464.0125, Florida Statutes, is created  
 182 to read:

183 464.0125 Registration of advanced registered nurse  
 184 practitioners to prescribe medicinal drugs.--

185 (1) Any advanced registered nurse practitioner certified  
 186 pursuant to s. 464.012 must register with the board in  
 187 accordance with this section to prescribe medicinal drugs.

188 (2) To register to prescribe medicinal drugs, an advanced  
 189 registered nurse practitioner must:

190 (a) Possess an active and unrestricted license and be  
 191 certified as an advanced registered nurse practitioner.

192 (b)1. Possess an active and current certification by an  
 193 appropriate specialty board; or

194 2. Submit documentation to the board demonstrating that  
 195 the advanced registered nurse practitioner has been prescribing  
 196 medicinal drugs for a period of at least 12 months before

197 registering as a prescribing practitioner.

198 (c)1. Submit documentation to the board demonstrating that  
 199 the advanced registered nurse practitioner has completed at  
 200 least 16 contact hours of approved continuing education in  
 201 pharmacology during the past 2 years, in addition to the  
 202 continuing education required for licensure renewal; or

203 2. Submit documentation to the board demonstrating that  
 204 the advanced registered nurse practitioner has been prescribing  
 205 medicinal drugs for a period of at least 12 months before  
 206 registering as a prescribing practitioner.

207 (d) Submit a copy of the protocol between the advanced  
 208 registered nurse practitioner and supervising physician which  
 209 complies with board rules, identifies the categories of  
 210 medicinal drugs that the advanced registered nurse practitioner  
 211 is authorized to prescribe, and requires as an element of  
 212 general supervision that the advanced registered nurse  
 213 practitioner confer with the supervising physician to review and  
 214 discuss patient care, prescribed treatments and medications, and  
 215 care outcomes. The board may by rule establish minimum  
 216 requirements for this conference. The supervising physician or  
 217 another physician designated by the supervising physician must  
 218 be available for consultation and collaboration with the  
 219 advanced registered nurse practitioner at all times, by phone or  
 220 other electronic means. The protocol must include a quality  
 221 assurance procedure. The board may by rule establish minimum  
 222 requirements for the quality assurance procedure to be included  
 223 in the protocol. The protocol must be filed with the initial  
 224 application for registration under this section, with the



225 application for renewal of license, and at any time there is a  
226 change in the protocol or of any party to the protocol. For  
227 purposes of this section, the supervising physician must have a  
228 current and unrestricted license to practice medicine pursuant  
229 to chapter 458 or osteopathic medicine pursuant to chapter 459,  
230 a primary practice location in this state, and a current and  
231 unrestricted federal Drug Enforcement Administration  
232 registration number.

233 (e) Agree to maintain adequate medical records pursuant to  
234 board rule which include evidence of a patient history and  
235 physical examination and, at a minimum, the following  
236 information about each prescription for a medicinal drug:

- 237 1. Drug name and strength.
- 238 2. Dose.
- 239 3. Amount prescribed.
- 240 4. Directions for use.
- 241 5. Number of refills.
- 242 6. The signature of the prescribing practitioner.

243 (f) Submit a completed registration form and remit a fee  
244 set by the board not to exceed \$75.

245 (3) To prescribe controlled substances, an advanced  
246 registered nurse practitioner must:

247 (a) Possess a valid midlevel practitioner registration  
248 issued by the federal Drug Enforcement Administration.

249 (b) Submit documentation to the board demonstrating that  
250 the advanced registered nurse practitioner has completed an  
251 approved course in legal and clinical aspects of prescribing  
252 controlled substances of not less than 3 contact hours.

253       (c) Identify, as part of the protocol between the advanced  
 254 registered nurse practitioner and supervising physician, the  
 255 schedules of controlled substances that the advanced registered  
 256 nurse practitioner is authorized to prescribe.

257       (d) Complete at least 2 contact hours of approved  
 258 continuing education in the prescribing of controlled substances  
 259 during each 2-year licensure period, in addition to the  
 260 continuing education required for licensure renewal. This  
 261 continuing education may be part of the 16 hours of continuing  
 262 education required pursuant to subsection (4).

263       (4) To register or renew registration to prescribe  
 264 medicinal drugs, an advanced registered nurse practitioner must  
 265 complete at least 16 contact hours of approved continuing  
 266 education in pharmacology during each 2-year licensure period,  
 267 in addition to the continuing education required for licensure  
 268 renewal.

269       (5) The board shall provide by rule for biennial renewal  
 270 of registration and a renewal fee not to exceed \$25.

271       (6) Advanced registered nurse practitioners who are  
 272 certified as certified registered nurse anesthetists pursuant to  
 273 s. 464.012 are not required to register under this section to  
 274 provide anesthesia care in accordance with s. 464.012(4).

275       (7) An advanced registered nurse practitioner who  
 276 registers to prescribe controlled substances may not prescribe  
 277 controlled substances for personal use or use by any member of  
 278 the advanced registered nurse practitioner's immediate family.

279       (8) The board may limit, suspend, or revoke an advanced  
 280 registered nurse practitioner's registration to prescribe under

281 this section in accordance with the provisions of s. 456.073.

282 (9) The board may adopt rules pursuant to ss. 120.536(1)  
 283 and 120.54 to administer this section.

284 Section 5. Section 464.015, Florida Statutes, is amended  
 285 to read:

286 464.015 Titles and abbreviations; restrictions; penalty.--

287 (1) Only persons who hold licenses to practice  
 288 professional nursing in this state or who are performing nursing  
 289 services pursuant to the exception set forth in s. 464.022(8)  
 290 shall have the right to use the title "Registered Nurse" and the  
 291 abbreviation "R.N."

292 (2) Only persons who hold licenses to practice as licensed  
 293 practical nurses in this state or who are performing practical  
 294 nursing services pursuant to the exception set forth in s.  
 295 464.022(8) shall have the right to use the title "Licensed  
 296 Practical Nurse" and the abbreviation "L.P.N."

297 (3) Only persons who are graduates of approved programs or  
 298 the equivalent may use the term "Graduate Nurse" and the  
 299 abbreviation "G.N.," pending the results of the first licensure  
 300 examination for which they are eligible.

301 (4) Only persons who are graduates of approved programs or  
 302 the equivalent may use the term "Graduate Practical Nurse" and  
 303 the abbreviation "G.P.N.," pending the results of the first  
 304 licensure examination for which they are eligible.

305 (5) Only persons who hold valid certificates to practice  
 306 as clinical nurse specialists in this state may use the title  
 307 "Clinical Nurse Specialist" and the abbreviation "C.N.S."

308 (6) Only persons who hold valid certificates to practice

309 as certified registered nurse anesthetists in this state may use  
 310 the title "Certified Registered Nurse Anesthetist" and the  
 311 abbreviations "C.R.N.A." or "anesthetist."

312 (7) Only persons who hold valid certificates to practice  
 313 as certified nurse midwives in this state may use the title  
 314 "Certified Nurse Midwife" and the abbreviations "C.N.M." or  
 315 "nurse midwife."

316 (8)~~(5)~~ Only persons who hold valid certificates to  
 317 practice as advanced registered nurse practitioners in this  
 318 state may ~~shall have the right to~~ use the title "Advanced  
 319 Registered Nurse Practitioner" and the abbreviation "A.R.N.P."

320 (9)~~(6)~~ A ~~No~~ person may not ~~shall~~ practice or advertise as,  
 321 or assume the title of, registered nurse, licensed practical  
 322 nurse, clinical nurse specialist, certified registered nurse  
 323 anesthetist, certified nurse midwife, or advanced registered  
 324 nurse practitioner or use the abbreviation "R.N.," "L.P.N.,"  
 325 "C.N.S.," "C.R.N.A.," "C.N.M.," or "A.R.N.P." or take any other  
 326 action that would lead the public to believe that person was  
 327 certified as such or is performing nursing services pursuant to  
 328 the exception set forth in s. 464.022(8), unless that person is  
 329 licensed or certified to practice as such.

330 (10)~~(7)~~ A violation of this section is a misdemeanor of  
 331 the first degree, punishable as provided in s. 775.082 or s.  
 332 775.083.

333 Section 6. Section 464.016, Florida Statutes, is amended  
 334 to read:

335 464.016 Violations and penalties.--

336 (1) Each of the following acts constitutes a felony of the

337 | third degree, punishable as provided in s. 775.082, s. 775.083,  
 338 | or s. 775.084:

339 |       (a) Practicing advanced or specialized, professional, or  
 340 | practical nursing, as defined in this part, unless holding an  
 341 | active license or certificate to do so.

342 |       (b) Using or attempting to use a license or certificate  
 343 | which has been suspended or revoked.

344 |       (c) Knowingly employing unlicensed persons in the practice  
 345 | of nursing.

346 |       (d) Obtaining or attempting to obtain a license or  
 347 | certificate under this part by misleading statements or knowing  
 348 | misrepresentation.

349 |       (2) Each of the following acts constitutes a misdemeanor  
 350 | of the first degree, punishable as provided in s. 775.082 or s.  
 351 | 775.083:

352 |       (a) Using the name or title "Nurse," "Registered Nurse,"  
 353 | "Licensed Practical Nurse," "Clinical Nurse Specialist,"  
 354 | "Certified Registered Nurse Anesthetist," "Certified Nurse  
 355 | Midwife," "Advanced Registered Nurse Practitioner," or any other  
 356 | name or title which implies that a person was licensed or  
 357 | certified as same, unless such person is duly licensed or  
 358 | certified.

359 |       (b) Knowingly concealing information relating to  
 360 | violations of this part.

361 |       Section 7. Subsection (19) of section 893.02, Florida  
 362 | Statutes, is amended to read:

363 |       893.02 Definitions.--The following words and phrases as  
 364 | used in this chapter shall have the following meanings, unless

365 the context otherwise requires:

366 (19) "Practitioner" means a physician licensed pursuant to  
 367 chapter 458, a dentist licensed pursuant to chapter 466, a  
 368 veterinarian licensed pursuant to chapter 474, an osteopathic  
 369 physician licensed pursuant to chapter 459, a naturopath  
 370 licensed pursuant to chapter 462, or a podiatric physician  
 371 licensed pursuant to chapter 461, provided such practitioner  
 372 holds a valid federal controlled substance registry number. The  
 373 term includes an advanced registered nurse practitioner  
 374 certified pursuant to s. 464.012 who holds a valid controlled  
 375 substance registry number for midlevel practitioners and who is  
 376 registered to prescribe controlled substances under s. 464.0125.

377 Section 8. For the purpose of incorporating the amendment  
 378 made by this act to section 464.016, Florida Statutes, in a  
 379 reference thereto, paragraph (g) of subsection (3) of section  
 380 921.0022, Florida Statutes, is reenacted to read:

381 921.0022 Criminal Punishment Code; offense severity  
 382 ranking chart.--

383 (3) OFFENSE SEVERITY RANKING CHART

384	Florida	Felony	
	Statute	Degree	Description
385			(g) LEVEL 7
386	316.027(1)(b)	2nd	Accident involving death, failure to stop; leaving scene.
387	316.193(3)(c)2.	3rd	DUI resulting in serious bodily

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injury.

388 316.1935(3)(b) 1st Causing serious bodily injury or death  
to another person; driving at high  
speed or with wanton disregard for  
safety while fleeing or attempting to  
elude law enforcement officer who is  
in a patrol vehicle with siren and  
lights activated.

389 327.35(3)(c)2. 3rd Vessel BUI resulting in serious bodily  
injury.

390 402.319(2) 2nd Misrepresentation and negligence or  
intentional act resulting in great  
bodily harm, permanent disfiguration,  
permanent disability, or death.

391 409.920(2) 3rd Medicaid provider fraud.

392 456.065(2) 3rd Practicing a health care profession  
without a license.

393 456.065(2) 2nd Practicing a health care profession  
without a license which results in  
serious bodily injury.

394 458.327(1) 3rd Practicing medicine without a license.

395 459.013(1) 3rd Practicing osteopathic medicine

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without a license.

396

460.411(1) 3rd Practicing chiropractic medicine  
without a license.

397

461.012(1) 3rd Practicing podiatric medicine without  
a license.

398

462.17 3rd Practicing naturopathy without a  
license.

399

463.015(1) 3rd Practicing optometry without a  
license.

400

464.016(1) 3rd Practicing nursing without a license.

401

465.015(2) 3rd Practicing pharmacy without a license.

402

466.026(1) 3rd Practicing dentistry or dental hygiene  
without a license.

403

467.201 3rd Practicing midwifery without a  
license.

404

468.366 3rd Delivering respiratory care services  
without a license.

405

483.828(1) 3rd Practicing as clinical laboratory  
personnel without a license.

406

483.901(9) 3rd Practicing medical physics without a



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license.

407

484.013(1)(c) 3rd Preparing or dispensing optical devices without a prescription.

408

484.053 3rd Dispensing hearing aids without a license.

409

494.0018(2) 1st Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.

410

560.123(8)(b)1. 3rd Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by money transmitter.

411

560.125(5)(a) 3rd Money transmitter business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.

412

655.50(10)(b)1. 3rd Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.

413

775.21(10)(a) 3rd Sexual predator; failure to register; failure to renew driver's license or identification card; other

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registration violations.

414 775.21(10)(b) 3rd Sexual predator working where children  
regularly congregate.

415 775.21(10)(g) 3rd Failure to report or providing false  
information about a sexual predator;  
harbor or conceal a sexual predator.

416 782.051(3) 2nd Attempted felony murder of a person by  
a person other than the perpetrator or  
the perpetrator of an attempted  
felony.

417 782.07(1) 2nd Killing of a human being by the act,  
procurement, or culpable negligence of  
another (manslaughter).

418 782.071 2nd Killing of human being or viable fetus  
by the operation of a motor vehicle in  
a reckless manner (vehicular  
homicide).

419 782.072 2nd Killing of a human being by the  
operation of a vessel in a reckless  
manner (vessel homicide).

420 784.045(1)(a)1. 2nd Aggravated battery; intentionally  
causing great bodily harm or  
disfigurement.

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421	784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
422	784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
423	784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
424	784.048(7)	3rd	Aggravated stalking; violation of court order.
425	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
426	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
427	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
428	784.081(1)	1st	Aggravated battery on specified official or employee.
429	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
430	784.083(1)	1st	Aggravated battery on code inspector.
431	790.07(4)	1st	Specified weapons violation subsequent

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to previous conviction of s. 790.07(1)  
or (2).

432

790.16(1) 1st Discharge of a machine gun under  
specified circumstances.

433

790.165(2) 2nd Manufacture, sell, possess, or deliver  
hoax bomb.

434

790.165(3) 2nd Possessing, displaying, or threatening  
to use any hoax bomb while committing  
or attempting to commit a felony.

435

790.166(3) 2nd Possessing, selling, using, or  
attempting to use a hoax weapon of  
mass destruction.

436

790.166(4) 2nd Possessing, displaying, or threatening  
to use a hoax weapon of mass  
destruction while committing or  
attempting to commit a felony.

437

796.03 2nd Procuring any person under 16 years  
for prostitution.

438

800.04(5)(c)1. 2nd Lewd or lascivious molestation; victim  
less than 12 years of age; offender  
less than 18 years.

439

800.04(5)(c)2. 2nd Lewd or lascivious molestation; victim

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12 years of age or older but less than  
16 years; offender 18 years or older.

440 806.01(2) 2nd Maliciously damage structure by fire  
or explosive.

441 810.02(3)(a) 2nd Burglary of occupied dwelling;  
unarmed; no assault or battery.

442 810.02(3)(b) 2nd Burglary of unoccupied dwelling;  
unarmed; no assault or battery.

443 810.02(3)(d) 2nd Burglary of occupied conveyance;  
unarmed; no assault or battery.

444 812.014(2)(a)1. 1st Property stolen, valued at \$100,000 or  
more; property stolen while causing  
other property damage; 1st degree  
grand theft.

445 812.014(2)(b)2. 2nd Property stolen, cargo valued at less  
than \$50,000, grand theft in 2nd  
degree.

446 812.014(2)(b)3. 2nd Property stolen, emergency medical  
equipment; 2nd degree grand theft.

447 812.0145(2)(a) 1st Theft from person 65 years of age or  
older; \$50,000 or more.

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449	812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
450	812.131(2)(a)	2nd	Robbery by sudden snatching.
451	812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
452	817.234(8)(a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
453	817.234(9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
454	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.
455	817.2341(2)(b)& (3)(b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
456	825.102(3)(b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

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457	825.103(2)(b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000.
458	827.03(3)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
459	827.04(3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
460	837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
461	838.015	2nd	Bribery.
462	838.016	2nd	Unlawful compensation or reward for official behavior.
463	838.021(3)(a)	2nd	Unlawful harm to a public servant.
464	838.22	2nd	Bid tampering.
465	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.

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466	872.06	2nd	Abuse of a dead human body.
	893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.
467	893.13(1)(e)1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.
468	893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).
469	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
470	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
471	893.135	1st	Trafficking in illegal drugs, more



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472	(1)(c)1.a.		than 4 grams, less than 14 grams.
	893.135	1st	Trafficking in phencyclidine, more
	(1)(d)1.		than 28 grams, less than 200 grams.
473			
	893.135(1)(e)1.	1st	Trafficking in methaqualone, more than
			200 grams, less than 5 kilograms.
474			
	893.135(1)(f)1.	1st	Trafficking in amphetamine, more than
			14 grams, less than 28 grams.
475			
	893.135	1st	Trafficking in flunitrazepam, 4 grams
	(1)(g)1.a.		or more, less than 14 grams.
476			
	893.135	1st	Trafficking in gamma-hydroxybutyric
	(1)(h)1.a.		acid (GHB), 1 kilogram or more, less
			than 5 kilograms.
477			
	893.135	1st	Trafficking in 1,4-Butanediol, 1
	(1)(j)1.a.		kilogram or more, less than 5
			kilograms.
478			
	893.135	1st	Trafficking in Phenethylamines, 10
	(1)(k)2.a.		grams or more, less than 200 grams.
479			
	896.101(5)(a)	3rd	Money laundering, financial
			transactions exceeding \$300 but less
			than \$20,000.
480			
	896.104(4)(a)1.	3rd	Structuring transactions to evade

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reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.

481

943.0435(4)(c) 2nd Sexual offender vacating permanent residence; failure to comply with reporting requirements.

482

943.0435(8) 2nd Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.

483

943.0435(9)(a) 3rd Sexual offender; failure to comply with reporting requirements.

484

943.0435(13) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

485

943.0435(14) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification.

486

944.607(9) 3rd Sexual offender; failure to comply with reporting requirements.

487

944.607(10)(a) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

488

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944.607(12) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

489 944.607(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification.

490  
491 Section 9. Paragraph (a) of subsection (1) and subsection  
492 (2) of section 458.348, Florida Statutes, are amended to read:

493 458.348 Formal supervisory relationships, standing orders,  
494 and established protocols; notice; standards.--

495 (1) NOTICE.--

496 (a) When a physician enters into a formal supervisory  
497 relationship or standing orders with an emergency medical  
498 technician or paramedic licensed pursuant to s. 401.27, which  
499 relationship or orders contemplate the performance of medical  
500 acts, or when a physician enters into an established protocol  
501 with an advanced registered nurse practitioner, which protocol  
502 contemplates the performance of medical acts identified and  
503 approved by the joint committee pursuant to s. 464.003(3)(d) ~~s.~~  
504 ~~464.003(3)(e)~~ or acts set forth in s. 464.012(3) and (4), the  
505 physician shall submit notice to the board. The notice shall  
506 contain a statement in substantially the following form:

507  
508 I, (name and professional license number of physician) ,  
509 of (address of physician) have hereby entered into a formal  
510 supervisory relationship, standing orders, or an established

511 protocol with (number of persons) emergency medical  
 512 technician(s), (number of persons) paramedic(s), or  
 513 (number of persons) advanced registered nurse practitioner(s).

514 (2) ESTABLISHMENT OF STANDARDS BY JOINT COMMITTEE.--The  
 515 joint committee created under s. 464.003(3)(d) ~~by s.~~  
 516 ~~464.003(3)(e)~~ shall determine minimum standards for the content  
 517 of established protocols pursuant to which an advanced  
 518 registered nurse practitioner may perform medical acts  
 519 identified and approved by the joint committee pursuant to s.  
 520 464.003(3)(d) ~~s. 464.003(3)(e)~~ or acts set forth in s.  
 521 464.012(3) and (4) and shall determine minimum standards for  
 522 supervision of such acts by the physician, unless the joint  
 523 committee determines that any act set forth in s. 464.012(3) or  
 524 (4) is not a medical act. Such standards shall be based on risk  
 525 to the patient and acceptable standards of medical care and  
 526 shall take into account the special problems of medically  
 527 underserved areas. The standards developed by the joint  
 528 committee shall be adopted as rules by the Board of Nursing and  
 529 the Board of Medicine for purposes of carrying out their  
 530 responsibilities pursuant to part I of chapter 464 and this  
 531 chapter, respectively, but neither board shall have disciplinary  
 532 powers over the licensees of the other board.

533 Section 10. This act shall take effect July 1, 2006.